

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE LITIGATION**

THIS DOCUMENT RELATES TO:

*State of California, ex rel. Ven-A-Care of the Florida
Keys, Inc. v. Abbott Laboratories, Inc., et al.*
Case No: 1:03-cv-11226-PBS

) **MDL No. 1456**
) **Master File No. 01-12257-PBS**
) **Subcategory Case No. 06-11337**
)
) **Judge Patti B. Saris**
)
) **Magistrate Judge**
) **Marianne B. Bowler**
)
)
)

**NOTICE OF FILING UNDER SEAL IN SUPPORT OF PLAINTIFFS' MOTION FOR
PARTIAL SUMMARY JUDGMENT AS TO DEFENDANT SANDOZ INC.**

Notice is hereby given that the documents listed below have been filed with the Court
under seal pursuant to the Court's December 13, 2002 Protective Order.

- 1) Exhibits 2, 3, 4, 5, and 8 to the Declaration of Nicholas N. Paul in Support of Plaintiffs'
Motion for Partial Summary Judgment as to Defendant Sandoz Inc.

Dated: November 24, 2009

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General for the State of California

By: /s/ Nicholas N. Paul
NICHOLAS N. PAUL
CA State Bar No. 190605
Supervising Deputy Attorney General
Bureau of Medi-Cal Fraud and Elder Abuse
Office of the Attorney General
1455 Frazee Road, Suite 315
San Diego, CA 92108
Telephone: (619) 688-6099
Fax: (619) 688-4200

**Attorneys for Plaintiff,
STATE OF CALIFORNIA**

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on November 24, 2009, a copy to Lexis-Nexis for posting and notification to all parties.

/s/ Nicholas N. Paul
NICHOLAS N. PAUL